

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO
ALBUQUERQUE DIVISION

JEREMY MITCHELL,)	
)	
Plaintiff,)	
)	
v.)	Case No.:
)	
BPL PLASMA, Inc.,)	
)	
Defendant.)	

NOTICE OF REMOVAL

Defendant, BPL Plasma, Inc. (“BPL” or “Defendant”), hereby removes the state court action described below to this Court based on federal question jurisdiction under 28 U.S.C. §§ 1331 & 1441.

BACKGROUND

1. On February 27, 2020, Plaintiff commenced a civil action denominated as *Jeremy Mitchell v. BPL PLASMA, Inc.*, Case No. D-1113-CV-2020-00133 (the “Complaint”) in the Eleventh Judicial District Court for the State of New Mexico, McKinley County.

2. BPL was served on April 23, 2020. This removal is timely because this Notice is being filed within 30 days of service on BPL. *See* 28 U.S.C. § 1446.

3. BPL submits this Notice of Removal without waiving any defenses to the claims asserted by Plaintiff, without conceding that Plaintiff has pled claims upon which relief can be granted, and without admitting that Plaintiff is entitled to any monetary or equitable relief whatsoever (or that the damages he seeks may be properly sought).

BASIS FOR REMOVAL – FEDERAL QUESTION

4. Plaintiff's Complaint brings claims against BPL pursuant to the Americans with Disabilities Act of 1990 ("ADA"), 42 U.S.C. § 12101 *et seq.*, and Title VII of the Civil Rights Act of 1964, as amended ("Title VII"), 42 U.S.C. § 2000e *et seq.*

5. Pursuant to 28 U.S.C. §1331, this Court has original jurisdiction over Plaintiff's ADA and Title VII claims.

6. Therefore, Plaintiff's ADA and Title VII claims are removable pursuant to 28 U.S.C. §1441(a).

VENUE

7. Venue is proper in this district under 28 U.S.C. §1441(a) because this district and division embrace the place in which the removed action has been pending.

NOTICE

8. BPL has provided written notice of the filing of this Notice of Removal to all parties in this action and are filing a copy of this Notice of Removal with the clerk of the state court where the action is pending pursuant to 28 U.S.C. §1446(d).

DOCUMENTS INCLUDED IN NOTICE OF REMOVAL

9. Pursuant to the Federal Rules of Civil Procedure, the following documents are attached to this Notice.

Exhibit A – Index of Matters Being Filed

Exhibit B – Index of State Court File

Exhibit C – List of Counsel of Record

WHEREFORE, PREMISES CONSIDERED, Defendant BPL prays that this Court take jurisdiction of this action and issue all necessary orders and process to remove this action from the Eleventh Judicial District Court for the State of New Mexico, McKinley County to the United States District Court for New Mexico, Albuquerque Division.

Respectfully submitted,

/s/ Carleton Abney Davis

Carleton Abney Davis

NM Bar No. 28128

2401 Aldrich Street, Unit #362

Austin, TX 78723

Telephone: 512-496-1423

Email: joedavis.adr@outlook.com

Kevin Koronka – Pro Hac Vice forthcoming

TX Bar No. 24047422

Leslie Basque – Pro Hac Vice forthcoming

TX Bar No. 24093771

HUSCH BLACKWELL LLP

111 Congress Avenue, Suite 1400

Austin, TX 78701

Telephone: (512) 472-5456

E-mail: kevin.koronka@huschblackwell.com

ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Notice of Removal has been served upon the following on this the 26th day of May 2020:

Donald G. Gilpin
Christopher P. Machin
GILPIN LAW FIRM, LLC
6100 Indian School Road, NE
Suite 115
Albuquerque, NM 87110
Counsel for Plaintiff

/s/ Kevin Koronka

Kevin Koronka

CERTIFICATE OF LOCAL COUNSEL

I hereby certify that Kevin Koronka and Leslie Basque are members in good standing of the State Bar of Texas.

/s/ Carleton Abney Davis

Carleton Abney Davis

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO
ALBUQUERQUE DIVISION

JEREMY MITCHELL,)	
)	
Plaintiff,)	
)	
v.)	Case No.:
)	
BPL PLASMA, Inc.,)	
)	
Defendant.)	

EXHIBIT "A"
INDEX OF MATTERS BEING FILED

1. **Notice of Removal to United States District Court;**
2. **Exhibit "A":** Index of Matters Being Filed;
3. **Exhibit "B":** Index of State Court's File;
4. **Exhibit "C":** List of All Counsel of Record.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO
ALBUQUERQUE DIVISION

JEREMY MITCHELL,)	
)	
Plaintiff,)	
)	
v.)	Case No.:
)	
BPL PLASMA, Inc.,)	
)	
Defendant.)	

EXHIBIT “B”
INDEX OF STATE COURT’S FILE

B-1	Register of Actions (Docket Sheet)	5/26/2020
B-2	Plaintiff’s Original Petition	2/27/2020
B-3	Return Citation	4/23/2020
B-4	Notice of Filing Notice of Removal	5/26/2020

EXHIBIT B-1

New Mexico Courts

Case Lookup

[Exit](#)

Name Search

Case Number Search

DWI Search

Case Detail

Jeremy Mitchell v. BPL Plasma, Inc.

CASE DETAIL			
CASE NUMBER	CURRENT JUDGE	FILING DATE	COURT
D-1113-CV-202000133	DePauli, Louis E., Jr.	02/27/2020	GALLUP DISTRICT

PARTIES TO THIS CASE			
PARTY TYPE	PARTY DESCRIPTION	PARTY #	PARTY NAME
D	Defendant	1	BPL PLASMA, INC.
P	Plaintiff	1	MITCHELL JEREMY
		ATTORNEY: MACHIN CHRISTOPHER P.	
		ATTORNEY: GILPIN DONALD G.	

CIVIL COMPLAINT DETAIL				
COMPLAINT DATE	COMPLAINT SEQ #	COMPLAINT DESCRIPTION	DISPOSITION	DISPOSITION DATE
02/27/2020	1	OPN: COMPLAINT		
COA SEQUENCE #	COA DESCRIPTION			
1	Miscellaneous			
PARTY NAME		PARTY TYPE		PARTY #

REGISTER OF ACTIONS ACTIVITY					
EVENT DATE	EVENT DESCRIPTION	EVENT RESULT	PARTY TYPE	PARTY #	AMOUNT
05/01/2020	SUMMONS RETURN		P	1	
	Return Summons - Def served 04-23-20				
04/07/2020					
02/27/2020	JURY DEMAND 6 PERSON		P	1	
	Demand for Jury Trial				
02/27/2020	OPN: COMPLAINT		P	1	
	Complaint for Discrimination and Retaliation on the Basis of Disability and Race				

JUDGE ASSIGNMENT HISTORY			

ASSIGNMENT DATE	JUDGE NAME	SEQUENCE #	ASSIGNMENT EVENT DESCRIPTION
02/27/2020	DePauli, Louis E., Jr.	1	INITIAL ASSIGNMENT

[Return](#)[Print](#)

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EXHIBIT B-2

**ELEVENTH JUDICIAL DISTRICT COURT
COUNTY OF McKINLEY
STATE OF NEW MEXICO**

FILED
11th JUDICIAL DISTRICT COURT
McKinley County
2/27/2020 2:13 PM
WELDON J. NEFF
CLERK OF THE COURT
Diane Montano

JEREMY MITCHELL,

Plaintiff,

vs.

BPL PLASMA Inc.,

Defendant.

}
}
}
}
}
}
}
}
}
}

No. D-1113-CV-2020-00133

DePauli, Louis E., Jr.

**COMPLAINT FOR DISCRIMINATION AND
RETALIATION ON THE BASIS OF DISABILITY AND RACE**

Plaintiff, by and through his attorney, Gilpin Law Firm, LLC., (Donald G. Gilpin and Christopher P. Machin), alleges and states:

JURISDICTION AND VENUE

1. Further, this action is brought by Plaintiff to remedy discrimination in violation of Title VII.
2. Plaintiff is a resident of McKinley County, New Mexico.
3. Defendant, BPL Plasma, Inc., is a foreign for profit company doing business in McKinley County, New Mexico.
4. Venue is proper because both parties reside in McKinley County.
5. Plaintiff exhausted his administrative rights and received a Right to Sue Notice.

ALLEGATIONS

6. On or about June 9, 2015, Plaintiff began working for Defendant.
Plaintiff's last position was as a Medical Supervisor.
7. Plaintiff is Native American, of the Navajo tribe.
8. Plaintiff also has a disability. Plaintiff has chronic back pain from a car accident.
Plaintiff is limited in his daily activities of walking, standing, sleeping and concentration.
9. Plaintiff informed his employer of his disability upon being hired.
10. During his tenure, Plaintiff was subjected to a hostile work environment by his Supervisor.
11. The hostile work environment consisted of comments about Plaintiff being slow because of his disability and making inappropriate sexual comments.
12. In the Spring of 2018, Plaintiff reported the hostile work environment to Defendant's Human Resources Department several times, but no action was taken.
13. After reporting, Plaintiff's Supervisor began writing Plaintiff up anytime he was late reporting to work. Plaintiff was also written up for a social media post.
14. On August 14, 2018, Plaintiff had a family emergency and made several calls to his Supervisor prior to his shift. However, Plaintiff's Supervisor would not answer his calls. Plaintiff then called another staff member to inform them he would not be in to work.
15. Plaintiff was terminated for not properly notifying his Supervisor about not reporting to work.

16. As a result of Defendant's discriminatory practices, Plaintiff has suffered damages in the form of lost wages, benefits, emotional distress and costs, including attorney's fees.

COUNT I. RACE DISCRIMINATION

17. Plaintiff repeats and realleges each and every allegation contained in paragraphs 1 through 16 of this complaint with the same force and effect as if set forth herein.

18. Defendant has discriminated against Plaintiff in the terms and conditions of his employment on the basis of his race in violation of Title VII by subjecting him to a hostile work environment and terminating him.

19. Plaintiff is now suffering and will continue to suffer irreparable injury and monetary damages as a result of Defendant's discriminatory practices unless and until this Court grants relief.

COUNT II. DISABILITY DISCRIMINATION

20. Plaintiff repeats and realleges each and every allegation contained in paragraphs 1 through 19 of this complaint with the same force and effect as if set forth herein.

21. Defendant has discriminated against Plaintiff in the terms and conditions of his employment on the basis of his disability in violation of the American with Disabilities Act by subjecting him to a hostile work environment and terminating him.

22. Plaintiff is now suffering and will continue to suffer irreparable injury and monetary damages as a result of Defendant's discriminatory practices unless and until this Court grants relief.

COUNT III. RETALIATION

23. Plaintiff repeats and realleges each and every allegation contained in paragraphs 1 through 22 of this complaint with the same force and effect as if set forth herein.

24. Defendant has retaliated against Plaintiff in the terms and conditions of his employment for opposing discrimination in the workplace by subjecting him to a hostile work environment and terminating him.

25. Plaintiff is now suffering and will continue to suffer irreparable injury and monetary damages as a result of Defendant's discriminatory practices unless and until this Court grants relief.

WHEREFORE, Plaintiff respectfully requests that this Court enter a judgment:

- (A) Awarding Plaintiff compensatory damages that would make him whole for all earnings he would have received but for Defendant's discriminatory and retaliatory conduct;
- (B) Awarding Plaintiff damages for emotional distress;
- (C) Awarding Plaintiff costs including attorney fees; and
- (D) Granting such other and further relief as this Court deems necessary and proper.

Respectfully submitted,

GILPIN LAW FIRM, LLC.

/s/ Donald G. Gilpin

Donald G. Gilpin

Christopher P. Machin

6100 Indian School Road, NE

Suite 115

Albuquerque, NM 87110

(505) 244-3861

(505) 254-0044 Fax

Attorneys for Plaintiff

EXHIBIT B-3



Notice of Service of Process

null / ALL
Transmittal Number: 21442353
Date Processed: 04/24/2020

Primary Contact: Carol Walker
BPL Plasma, Inc.
2801 Via Fortuna
Ste 400
Austin, TX 78746-7909

Entity:	BPL Plasma, Inc. Entity ID Number 3376451
Entity Served:	BPL Plasma Inc.
Title of Action:	Jeremy Mitchell vs. BPL Plasma Inc.
Document(s) Type:	Summons/Complaint
Nature of Action:	Discrimination
Court/Agency:	McKinley County District Court, NM
Case/Reference No:	D-1113-CV-2020-00133
Jurisdiction Served:	New Mexico
Date Served on CSC:	04/23/2020
Answer or Appearance Due:	30 Days
Originally Served On:	CSC
How Served:	Personal Service
Sender Information:	Donald G. Gilpin 505-244-3861

Information contained on this transmittal form is for record keeping, notification and forwarding the attached document(s). It does not constitute a legal opinion. The recipient is responsible for interpreting the documents and taking appropriate action.

To avoid potential delay, please do not send your response to CSC

251 Little Falls Drive, Wilmington, Delaware 19808-1674 (888) 690-2882 | sop@cscglobal.com

COPY

SUMMONS	
District Court: ELEVENTH JUDICIAL McKinley County, New Mexico Court Address: 207 W. Hill Ave. 2 nd Floor, Room 200, Gallup, NM 87301 Court Telephone No.: 505-863-6816	Case Number: D-1113-CV-2020-00133 Assigned Judge: Louis E. DePauli, Jr.
Plaintiff: Jeremy Mitchell, v. Defendant: BPL PLASMA Inc.	Defendant: BPL PLASMA Inc., Address: c/o Corporation Service Company, MC-CSCI, 726 E. Michigan Dr., Ste. 101, Hobbs, NM 88240

TO THE ABOVE NAMED DEFENDANT(S): Take notice that

1. A lawsuit has been filed against you. A copy of the lawsuit is attached. The Court issued this Summons.
2. You must respond to this lawsuit in writing. You must file your written response with the Court no later than thirty (30) days from the date you are served with this Summons. (The date you are considered served with the Summons is determined by Rule 1-004 NMRA) The Court's address is listed above.
3. You must file (in person or by mail) your written response with the Court. When you file your response, you must give or mail a copy to the person who signed the lawsuit.
4. If you do not respond in writing, the Court may enter judgment against you as requested in the lawsuit.
5. You are entitled to a jury trial in most types of lawsuits. To ask for a jury trial, you must request one in writing and pay a jury fee.
6. If you need an interpreter, you must ask for one in writing.
7. You may wish to consult a lawyer. You may contact the State Bar of New Mexico for help finding a lawyer at www.nmbar.org; 1-800-876-6657; or 1-505-797-6066.

Dated at Gallup, New Mexico, this 4/7/2020.WELDON J. NEFF
CLERK OF DISTRICT COURT

By

Donald G. Gilpin
Deputy
STATE OF NEW MEXICO
DISTRICT COURT
COUNTY OF MCKINLEY

/s/ Donald G. Gilpin

Signature of Attorney for Plaintiff

Donald G. Gilpin

Christopher P. Machin

Gilpin Law Firm, LLC

6100 Indian School Rd. NE, Ste. 115

Phone: 505-244-3861 / Fax: 505-254-0044

ggd48@aol.comcmachin@thegilpinlawfirm.comTHIS SUMMONS IS ISSUED PURSUANT TO RULE 1-004 OF THE NEW MEXICO
RULES OF CIVIL PROCEDURE FOR DISTRICT COURTS.

RETURN¹

STATE OF NEW MEXICO)
)ss
COUNTY OF _____)

I, being duly sworn, on oath, state that I am over the age of eighteen (18) years and not a party to this lawsuit, and that I served this summons in _____ county on the _____ day of _____, _____, by delivering a copy of this summons, with a copy of complaint attached, in the following manner:

(check one box and fill in appropriate blanks)

☐ to the defendant _____ (used when defendant accepts a copy of summons and complaint or refuses to accept the summons and complaint)

☐ to the defendant by [mail] [courier service] as provided by Rule 1-004 NMRA (used when service is by mail or commercial courier service).

After attempting to serve the summons and complaint on the defendant by personal service or by mail or commercial courier service, by delivering a copy of this summons, with a copy of complaint attached, in the following manner:

☐ to _____, a person over fifteen (15) years of age and residing at the usual place of abode of defendant _____, (used when the defendant is not presently at place of abode) and by mailing by first class mail to the defendant at _____ (insert defendant's last known mailing address) a copy of the summons and complaint.

☐ to _____, the person apparently in charge at the actual place of business or employment of the defendant and by mailing by first class mail to the defendant at _____ (insert defendant's business address) and by mailing the summons and complaint by first class mail to the defendant at _____ (insert defendant's last known mailing address).

☐ to _____, an agent authorized to receive service of process for defendant _____.

☐ to _____, [parent] [guardian] [custodian] [conservator] [guardian ad litem] of defendant _____ (used when defendant is a minor or an incompetent person).

☐ to _____ (name of person), _____, (title of person authorized to receive service. Use this alternative when the defendant is a corporation or an association subject to a suit under a common name, a land grant board of trustees, the State of New Mexico or any political subdivision)

Fees: _____

Signature of person making service

Title (if any)

Subscribed and sworn to before me this _____ day of _____, 2020².

Judge, notary or other officer
authorized to administer oaths

Official title

USE NOTE

1. Unless otherwise ordered by the court, this return is not to be filed with the court prior to service of the summons and complaint on the defendant.

2. If service is made by the sheriff or a deputy sheriff of a New Mexico county, the signature of the sheriff or deputy sheriff need not be notarized.

[Adopted effective August 1, 1988; as amended by Supreme Court Order 05-8300-01, effective March 1, 2005; by Supreme Court Order 07-8300-16, effective August 1, 2007; by Supreme Court Order No. 12-8300-026, effective for all cases filed or pending on or after January 7, 2013.]

EXHIBIT B-4

**STATE OF NEW MEXICO
COUNTY OF McKINLEY
ELEVENTH JUDICIAL DISTRICT COURT**

JEREMY MITCHELL,

Plaintiff,

v.

BPL PLASMA, Inc.,

Defendant.

§
§
§
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§
§

No. D-1113-CV-2020-00133

NOTICE OF FILING NOTICE OF REMOVAL

TO THE HONORABLE JUDGE OF SAID COURT:

COMES NOW, Defendant BPL Plasma, Inc., who has filed a Notice of Removal on this date in the office of the Clerk of the United States District Court for the District of New Mexico, a copy of which is attached hereto as Exhibit 1.

Respectfully submitted,

/s/ Carleton Abney Davis

Carleton Abney Davis

NM Bar No. 28128

2401 Aldrich Street, Unit #362

Austin, TX 78723

Telephone: 512-496-1423

Email: joedavis.adr@outlook.com

ATTORNEY FOR DEFENDANT

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Notice of Removal has been served upon the following on this the 26th day of May 2020:

Donald G. Gilpin
Christopher P. Machin
GILPIN LAW FIRM, LLC
6100 Indian School Road, NE
Suite 115
Albuquerque, NM 87110
Counsel for Plaintiff

/s/ Kevin Koronka
Kevin Koronka

EXHIBIT 1

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO
ALBUQUERQUE DIVISION

JEREMY MITCHELL,)	
)	
Plaintiff,)	
)	
v.)	Case No.:
)	
BPL PLASMA, Inc.,)	
)	
Defendant.)	

NOTICE OF REMOVAL

Defendant, BPL Plasma, Inc. (“BPL” or “Defendant”), hereby removes the state court action described below to this Court based on federal question jurisdiction under 28 U.S.C. §§ 1331 & 1441.

BACKGROUND

1. On February 27, 2020, Plaintiff commenced a civil action denominated as *Jeremy Mitchell v. BPL PLASMA, Inc.*, Case No. D-1113-CV-2020-00133 (the “Complaint”) in the Eleventh Judicial District Court for the State of New Mexico, McKinley County.

2. BPL was served on April 23, 2020. This removal is timely because this Notice is being filed within 30 days of service on BPL. *See* 28 U.S.C. § 1446.

3. BPL submits this Notice of Removal without waiving any defenses to the claims asserted by Plaintiff, without conceding that Plaintiff has pled claims upon which relief can be granted, and without admitting that Plaintiff is entitled to any monetary or equitable relief whatsoever (or that the damages he seeks may be properly sought).

BASIS FOR REMOVAL – FEDERAL QUESTION

4. Plaintiff's Complaint brings claims against BPL pursuant to the Americans with Disabilities Act of 1990 ("ADA"), 42 U.S.C. § 12101 *et seq.*, and Title VII of the Civil Rights Act of 1964, as amended ("Title VII"), 42 U.S.C. § 2000e *et seq.*

5. Pursuant to 28 U.S.C. §1331, this Court has original jurisdiction over Plaintiff's ADA and Title VII claims.

6. Therefore, Plaintiff's ADA and Title VII claims are removable pursuant to 28 U.S.C. §1441(a).

VENUE

7. Venue is proper in this district under 28 U.S.C. §1441(a) because this district and division embrace the place in which the removed action has been pending.

NOTICE

8. BPL has provided written notice of the filing of this Notice of Removal to all parties in this action and are filing a copy of this Notice of Removal with the clerk of the state court where the action is pending pursuant to 28 U.S.C. §1446(d).

DOCUMENTS INCLUDED IN NOTICE OF REMOVAL

9. Pursuant to the Federal Rules of Civil Procedure, the following documents are attached to this Notice.

Exhibit A – Index of Matters Being Filed

Exhibit B – Index of State Court File

Exhibit C – List of Counsel of Record

WHEREFORE, PREMISES CONSIDERED, Defendant BPL prays that this Court take jurisdiction of this action and issue all necessary orders and process to remove this action from the Eleventh Judicial District Court for the State of New Mexico, McKinley County to the United States District Court for New Mexico, Albuquerque Division.

Respectfully submitted,

/s/ Carleton Abney Davis

Carleton Abney Davis

NM Bar No. 28128

2401 Aldrich Street, Unit #362

Austin, TX 78723

Telephone: 512-496-1423

Email: joedavis.adr@outlook.com

Kevin Koronka – Pro Hac Vice forthcoming

TX Bar No. 24047422

Leslie Basque – Pro Hac Vice forthcoming

TX Bar No. 24093771

HUSCH BLACKWELL LLP

111 Congress Avenue, Suite 1400

Austin, TX 78701

Telephone: (512) 472-5456

E-mail: kevin.koronka@huschblackwell.com

ATTORNEYS FOR DEFENDANT

CERTIFICATE OF SERVICE

I certify that a copy of the foregoing Notice of Removal has been served upon the following on this the 26th day of May 2020:

Donald G. Gilpin
Christopher P. Machin
GILPIN LAW FIRM, LLC
6100 Indian School Road, NE
Suite 115
Albuquerque, NM 87110
Counsel for Plaintiff

/s/ Kevin Koronka

Kevin Koronka

CERTIFICATE OF LOCAL COUNSEL

I hereby certify that Kevin Koronka and Leslie Basque are members in good standing of the State Bar of Texas.

/s/ Carleton Abney Davis

Carleton Abney Davis

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO
ALBUQUERQUE DIVISION

JEREMY MITCHELL,)	
)	
Plaintiff,)	
)	
v.)	Case No.:
)	
BPL PLASMA, Inc.,)	
)	
Defendant.)	

EXHIBIT “A”
INDEX OF MATTERS BEING FILED

1. **Notice of Removal to United States District Court;**
2. **Exhibit “A”:** Index of Matters Being Filed;
3. **Exhibit “B”:** Index of State Court’s File;
4. **Exhibit “C”:** List of All Counsel of Record.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO
ALBUQUERQUE DIVISION

JEREMY MITCHELL,)	
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Plaintiff,)	
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v.)	Case No.:
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BPL PLASMA, Inc.,)	
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Defendant.)	

EXHIBIT "B"
INDEX OF STATE COURT'S FILE

B-1	Register of Actions (Docket Sheet)	5/26/2020
B-2	Plaintiff's Original Petition	2/27/2020
B-3	Return Citation	4/23/2020
B-4	Notice of Filing Notice of Removal	5/26/2020

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEW MEXICO
ALBUQUERQUE DIVISION

JEREMY MITCHELL,)	
)	
Plaintiff,)	
)	
v.)	Case No.:
)	
BPL PLASMA, Inc.,)	
)	
Defendant.)	

EXHIBIT "C"
LIST OF COUNSEL OF RECORD

Attorneys for Plaintiff

Donald G. Gilpin
Christopher P. Machin
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6100 Indian School Road, NE
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Albuquerque, NM 87110
(505) 244-3861
(505) 254-0044 Fax

Attorney for Defendant

Kevin Koronka
State Bar No. 24047422
Kevin.koronka@huschblackwell.com
Husch Blackwell, L.L.P.
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Austin, Texas 78701
(512) 472-5456

Carleton Abney Davis
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